IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SIXTEENTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE J.CHELAMESWAR

WRIT PETITION No. 20511 of 1995

Between:

Gochi Ramanamma W/o. Masthanaiah, aged 22 years,
Nukalapalem Village, Sullurpet Mandal,
Nellore District.

..... PETITIONER

AND

1 The District Collector
Nellore.
2 The Selection Committee for Anganwadi Workers

rep. by its Dist. Convenor i.e. Programme Officer,
I.C.D.S., Nellore.
3 The Project Officer
I.C.D.S., Sullurpet,
Nellore District.
4 A.Rajeswaramma W/o. Chengaiah alias Israil
R/o. N.T.R. Colony, Mannaru Polluru,
Sullurpet Grampanchayat, Nellore District.

(The Writ Petition is dismissed for default

in respect of respondents 2 to 4, as per

Court Order dated 05.08.2004)

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, Order or Direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents 2 and 3 in selecting the 4th respondent herein as Anganwadi worker of Nukalapalem village, Sullurpet Mandal, Nellore District as illegal, arbitrary and against the Rules of the Scheme called as Integrated Child Development Scheme and set aside the same. Consequently direct the respondents to appoint the petitioner as Anganwadi worker of Nukalapalem village, Sullurpet Mandal, Nellore District.

Counsel for the Petitioner: MR.V.SUDHAKAR REDDY

Counsel for the Respondent No.1: GP FOR REVENUE (NOT PRESENT)

The Court made the following:

ORDER:

The writ petition is filed with the prayer as follows:

> "…to issue a Writ, Order or Direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents 2 and 3 in selecting the 4th responent herein as Anganwadi worker of Nukalapalem village, Sullurpet Mandal, Nellore District as illegal, arbitrary and against the Rules of the Scheme called as Integrated Child Development Scheme and set aside the same. Consequently, direct the respondents to appoint the petitioner as Anganwadi worker of Nukalapalem village, Sullurpet Mandal, Nellore District."

In spite of pendency of this writ petition for a period of one decade in this Court, the 1st respondent did not choose to file counter and dispute the allegations made in the writ petition. There is no representation on behalf of the
1st respondent when the matter is taken up today.

In the circumstances, the allegations, made in the affidavit filed in support of the writ petition go unrebutted, deemed to be true. Therefore, the writ petition is allowed as prayed for. No costs.

dsr

That Rule Nisi has been made absolute as above.

Witness the Hon'ble Sri Devinder Gupta, the Chief Justice on this the

Thursday, Sixteenth day of December, Two thousand and four.

ASSISTANT REGISTRAR

To:

1. The District Collector, Nellore

2. The District Convenor i.e.

Programme Officer,

The Selection Committee for Anganwadi,

ICDS, Nellore

3. The Project Officer, ICDS

Sullurpet, Nellore District

4. Two CCs to the Government Pleader for Revenue,

High Court Buildings, Hyderabad (OUT)

5. Two CD copies.